

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant:

Dennis S. Everhart et al.

Docket No.: 16540

Serial No.:

10/027,267

Group No.:

3761

MAR 1 9 2004

Confirmation No.: 3116

Examiner:

Unknown

Filed:

December 21, 2001

For:

THERAPEUTIC AGENT DELIVERY LABIAL PAD

COMMISSIONER FOR PATENTS P.O. BOX 1450 **ALEXANDRIA, VA 22313-1450** 

#### CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8(a)

I hereby certify that the attached correspondence comprising:

Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(b) Before First Office Action or Within Three Months of Filing Date

1 Page(s) of PTO Form 1449

3 Document(s)

20 Total pages, including this page

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# Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. § 1.97(b) Before First Office Action or Within Three Months of Filing Date

COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450

#### Sir:

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicants, through and by their attorneys, hereby wish to direct the Examiner's attention to the documents listed on the modified PTO 1449 Form.

By inclusion of any given document in this Information Disclosure Statement, Applicants in no way admit that such document is effective as prior art against the above-identified application under either 35 U.S.C. 102 or 35 U.S.C. 103.

Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicants recommend that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Applicants request the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO-1449. Applicants request that the undersigned receive a copy of the initialed PTO-1449.

If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statem in it is not in compliance with 37 C.F.R. 1.97,

Serial No.: 10/027,267

Applicants respectfully request that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

Please charge any prosecutional fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: 920-721-8863.

Respectfully submitted,

**DENNIS S. EVERHART ET AL** 

Randall W. Fieldhack

Registration No.: 43,611

Page 1 of 1

## List of Patents and Publications for Information Disclosure Statement

Applicant(s):

Dennis S. Everhart et al.

Docket No.:

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Unknown

			<u> </u>	Patent Documents		·			
Initials		Doc. No.	Date	Name	Class	Subclass	Filin	g Date	
	A1	2,110,962	03/1938	Munro		ļ			
	A2	3,393,678	07/1968	Pacini			<u> </u>		
	A3	5,447,499	09/1995	Allaire et al.					
	A4	• •		•		<u> </u>	<u> </u>		
	A5						<del> </del>		
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	A4								
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	A4 <sup>-</sup>								

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

Examiner:

Date C nsidered:

Form PTO-1449 (Modified)